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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/725,088

12/01/2003

Karl-Friedrich Laible

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09/05/2008

BSH HOME APPLIANCES CORPORATION
INTELLECTUAL PROPERTY DEPARTMENT
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EXAMINER

TRAN, HANH VAN

ART UNIT

PAPER NUMBER

3637

MAIL DATE

DELIVERY MODE

09/05/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Response to Amendment

1. The reply filed on 5/14/2008 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): more specifically, in the Office Action mailed on 12/12/2007, paragraph #8, claims 1-18 were rejected under 112(2) for failing to clearly define whether applicant's intent is to claim the subcombination of either the guide assembly alone or the guide assembly in combination with the cooling apparatus and its elements. At the bottom of page 3 of said Office action, applicant is required to clarify what the claim is intended to be drawn to, i.e., either subcombination or combination, and the reply filed on 5/14/2008 fails to clearly state so. In the reply, applicant amended claim 1 in what appears to be an attempt to claim the subcombination of a guide assembly. If such subcombination is the intend, then (a) claim 1, line 6, "the pullout shelf is guided by the pair of guide rails" should be "the pullout shelf is configured to be guided by the pair of guide rails", and (b) claims 13-14 should be amended to removed any positive recitation between the guide assembly's elements and the cooling apparatus' elements. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to HANH V. TRAN whose telephone number is (571)272-

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6868. The examiner can normally be reached on Monday-Thursday, and alternate Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lanna Mai can be reached on (571) 272-6867. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

HVT
September 1, 2008

/Hanh V. Tran/
Patent Examiner, Art Unit 3637